

IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA

MARVIN KENT POWELL and  
SHAWNA POWELL,

Plaintiffs,

v.

WILBANKS SECURITIES, INC., an  
Oklahoma Corporation, and AARON  
BRONELLE WILBANKS, individually,

Defendants,

and

Atlas Energy Group, LLC,

Garnishee.

Case No. 5:18-FJ-00003-HE

**FILED**

AUG 21 2019

CARMELITA REEDER SHINN, CLERK  
U.S. DIST. COURT, WESTERN DIST. OKLA.  
BY N.V. DEPUTY

Non-Continuing and General Garnishee's Answer/Affidavit

State of Ohio

County of Summit

SS

I, Joel S. Heiser, (garnishee or individual answering on behalf of garnishee), in answer to a garnishment summons served on the 12<sup>th</sup> day of August, 20 19, and having knowledge of the facts and being sworn, state:

• **If Garnishee is an Individual:**

That garnishee is an individual, whose full legal name is \_\_\_\_\_, and that garnishee does business under the name of \_\_\_\_\_.

• **If Garnishee is a Partnership:**

That garnishee is \_\_\_\_\_, a partnership composed of the following persons: \_\_\_\_\_.

• **If Garnishee is a Corporation:**

That garnishee is Atlas Energy Group, LLC + its subsidiaries, a corporation, organized under the laws of the state of Delaware, and the official title of the person answering on behalf of garnishee is SVP, General Counsel & Secretary.

- At the time of the service of the garnishment summons, or upon the date it became effective, the garnishee was not indebted to the judgment debtor for any amount of money nor did the garnishee have possession or control of any property, money, goods, chattels, credits, negotiable instruments or effects belonging to the judgment debtor or in which the judgment debtor had an interest because the employee/individual/judgment debtor was: (Please check appropriate response)

\_\_\_\_ Not employed

\_\_\_\_ Employed but no amounts due; specify reason: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_ Other; specify: \_\_\_\_\_  
 \_\_\_\_\_

2. At the time of service of the garnishment summons or upon the date it became effective, the garnishee was indebted to the judgment debtor or had possession or control of the following property, money, goods, chattels, credits, negotiable instruments or effects belonging to the judgment debtor as follows: *(Please check appropriate response)*

\_\_\_\_ Earnings as shown on the attached Calculation for Garnishment of Earnings form which is incorporated by reference into this answer;

\_\_\_\_ Upon conducting the review of the debtor's account(s) mandated by 31 CFR § 212.1 et. seq, garnishee has determined the account(s) contains \$ \_\_\_\_\_ **unprotected** funds, and \$ \_\_\_\_\_ **protected** funds. Specify type(s) of protected funds, and if more than one type, specify amount of each: \_\_\_\_\_  
 \_\_\_\_\_

X Other; specify: Current distribution interest of defendants' interest in Atlas Resources Series 32-2012 L.P. and Atlas Resources Series 33-2013 L.P.

Check here ☐ if additional pages are necessary.

3. Nothing has been withheld due to a prior garnishment or continuing garnishment which will expire on \_\_\_\_\_ and is in Case Number \_\_\_\_\_ in the District Court of \_\_\_\_\_ County, Oklahoma.

4. On August 19, 2019, the garnishee mailed a copy of the Notice of Garnishment & Exemptions and Application for Hearing by first-class mail to the judgment debtor at:

Address 4334 NW Expressway Suite 222  
 City Oklahoma City  
 State Oklahoma Zip 73116  
 Date Mailed 8-19-19

Or, hand delivered the same to judgment debtor at:

Judgment Debtor \_\_\_\_\_  
 Place \_\_\_\_\_

5. The garnishee makes the following claim of exemption on the part of the judgment debtor, or has the following objections, defenses, or setoffs to judgment creditor's right to apply garnishee's indebtedness to judgment debtor upon judgment creditor's claim:  
 \_\_\_\_\_

Check here ☐ if additional pages are necessary.

By: Joel S. Harris Date: 8.19.19  
Title: SVP, GENERAL COUNSEL & SECRETARY

Subscribed and sworn to before me on this 19<sup>th</sup> day of August, 20 19.



DENISE M. STARKEY  
Attorney At Law  
Notary Public, State of Ohio  
My commission has no expiration date  
Sec. 147.03 R.C.

Denise M. Starkey  
Notary Public

My commission expires: 8/19/2021

When completed, **mail original answer to:** the Court Clerk of the United States District Court for the Western District of Oklahoma at the following address:  
200 NW 4<sup>th</sup> Street  
Oklahoma City, OK 73102

**Please Note:** You must send your check for the amount garnished with a copy of your answer to the attorneys named below. The check shall be made to the attorneys' trust account, "RG Busch PLLC COLTAF Account"

Attorneys for Judgment Creditor:  
Nicholas M. Tait and Rob G. Busch  
RG Busch PLLC  
P.O. Box 3931  
Greenwood Village, CO 80155

ATLAS RESOURCES SERIES 33-2013 L.P.

S33-000074017

WILBANKS SECURITIES INC

Investor Id: 341383

ATLAS RESOURCES SERIES 33-2013 L.P.  
Park Place Corporate Center One  
425 Houston St, Suite 300  
Fort Worth, TX 76102  
1-800-251-0171

KeyBank National Association

S33-000074017

6-103  
410

VOID AFTER 180 DAYS

8/16/2019 \$\*\*\*2,334.96

TWO THOUSAND THREE HUNDRED THIRTY-FOUR AND 96/100 DOLLARS\*

RG BUSCH PLLC COLTAF  
PO BOX 3931  
GREENWOOD VILLAGE CO 80155

COPY





ATLAS RESOURCES SERIES 32-2012 L.P.

S32-000073445

WILBANKS SECURITIES INC

Investor Id: 341383

ATLAS RESOURCES SERIES 32-2012 L.P.

Park Place Corporate Center One  
425 Houston St, Suite 300  
Fort Worth, TX 76102  
1-800-251-0171

KeyBank National Association

S32-000073445

6-103  
410

VOID AFTER 180 DAYS

8/16/2019

\$\*\*\*3,022.37

THREE THOUSAND TWENTY-TWO AND 37/100 DOLLARS\*\*\*\*\*

RG BUSCH PLLC COLTAF  
PO BOX 3931  
GREENWOOD VILLAGE CO 80155

COPY



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